

Declaration and Power of Attorney for Patent Application Erklärung für Patentanmeldungen mit Vollmacht

German Language Declaration

Als nachstehend benannter Erfinder erkläre ich hiermit an Eides Statt:

daß mein Wohnsitz, meine Postanschrift und meine Staatsangehörigkeit den im nachstehenden nach meinem Namen aufgeführten Angaben entsprechen, daß ich nach bestem Wissen der ursprüngliche, erste und alleinige Erfinder (falls nachstehend nur ein Name angegeben ist) oder ein ursprünglicher, erster und Miterfinder (falls nachstehend mehrere Namen aufgeführt sind) des Gegenstandes bin, für den dieser Antrag gestellt wird und für den ein Patent für die Erfindung mit folgendem Titel beantragt wird:

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

LINER

deren Beschreibung hier beigelegt ist, es sei denn (in diesem Falle Zutreffendes bitte ankreuzen), diese Erfindung

- ☐ wurde angemeldet am _____
unter der US-Anmeldenummer oder unter der
Internationalen Anmeldenummer im Rahmen des
Vertrags über die Zusammenarbeit auf dem Gebiet
des Patentwesens (PCT)
_____ und am
_____ abgeändert (falls
zutreffend).

the specification of which is attached hereto unless the following box is checked:

- ☒ was filed on 03 December 2004
as United States Application Number or PCT
International Application Number
12/516,372 and was amended on
03 Dec. 2004 (if applicable).
AND HEREWITH

Ich bestätige hiermit, daß ich den Inhalt der oben angegebenen Patentanmeldung, einschließlich der Ansprüche, die eventuell durch einen oben erwähnten Zusatzantrag abgeändert wurde, durchgesehen und verstanden habe.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

Ich erkenne meine Pflicht zur Offenbarung jeglicher Informationen an, die zur Prüfung der Patentfähigkeit in Einklang mit Titel 37, Code of Federal Regulations, § 1.56 von Belang sind.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

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Ich beanspruche hiermit ausländische Prioritätsvorteile gemäß Title 35, US-Code, § 119 (a)-(d), bzw. § 365(b) aller unten aufgeführten Auslandsanmeldungen für Patente oder Erfinderurkunden, oder § 365(a) aller PCT internationalen Anmeldungen, welche wenigstens ein Land ausser den Vereinigten Staaten von Amerika benennen, und habe nachstehend durch ankreuzen sämtliche Auslandsanmeldungen für Patente bzw. Erfinderurkunden oder PCT internationale Anmeldungen angegeben, deren Anmeldetag dem der Anmeldung, für welche Priorität beansprucht wird, vorangeht.

Prior Foreign Applications
(Frühere ausländische Anmeldungen)

_____ (Number) (Nummer)	_____ (Country) (Land)
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_____ (Number) (Nummer)	_____ (Country) (Land)
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Ich beanspruche hiermit Prioritätsvorteile unter Title 35, US-Code, § 119(c) aller US-Hilfsanmeldungen wie unten aufgezählt.

_____ (Application No.) (Aktenzeichen)	_____ (Filing Date) (Anmeldetag)
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_____ (Application No.) (Aktenzeichen)	_____ (Filing Date) (Anmeldetag)
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Ich beanspruche hiermit die mir unter Title 35, US-Code, § 120 zustehenden Vorteile aller unten aufgeführten US-Patentanmeldungen bzw. § 365(c) aller PCT internationalen Anmeldungen, welche die Vereinigten Staaten von Amerika benennen, und erkenne, insofern der Gegenstand eines jeden früheren Anspruchs dieser Patentanmeldung nicht in einer US-Patentanmeldung, bzw. PCT internationalen Anmeldung in in einer gemäß dem ersten Absatz von Title 35, US-Code, § 112 vorgeschriebenen Art und Weise offenbart wurde, meine Pflicht zur Offenbarung jeglicher Informationen an, die zur Prüfung der Patentfähigkeit in Einklang mit Title 37, Code of Federal Regulations, § 1.56 von Belang sind und die im Zeitraum zwischen dem Anmeldetag der früheren Patentanmeldung und dem nationalen oder im Rahmen des Vertrags über die Zusammenarbeit auf dem Gebiet des Patentwesens (PCT) gültigen internationalen Anmeldetags bekannt geworden sind.

_____ (Application No.) (Aktenzeichen)	_____ (Filing Date) (Anmeldetag)
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_____ (Application No.) (Aktenzeichen)	_____ (Filing Date) (Anmeldetag)
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Ich erkläre hiermit, daß alle in der vorliegenden Erklärung von mir gemachten Angaben nach bestem Wissen und Gewissen der Wahrheit entsprechen, und ferner daß ich diese eidesstattliche Erklärung in Kenntnis dessen ablege, daß wissentlich und vorsätzlich falsche Angaben oder dergleichen gemäß § 1001, Title 18 des US-Code strafbar sind und mit Geldstrafe und/oder Gefängnis bestraft werden können und daß derartige wissentlich und vorsätzlich falsche Angaben die Rechtswirksamkeit der vorliegenden Patentanmeldung oder eines aufgrund deren erteilten Patentes gefährden können.

I hereby claim foreign priority under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

DE 202 08.592.9
Filed 04 June 2002

(Day/Month/Year Filed)
(Tag/Monat/Jahr der Anmeldung)

PCT/DE03/01835 - 06/04/03

(Day/Month/Year Filed)
(Tag/Monat/Jahr der Anmeldung)

Priority Not Claimed
Priorität nicht beansprucht



I hereby claim the benefit under Title 35, United States Code, § 119(c) of any United States provisional application(s) listed below.

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(Status) (patented, pending, abandoned)
(Status) (patentiert, schwebend, aufgegeben)

(Status) (patented, pending, abandoned)
(Status) (patentiert, schwebend, aufgegeben)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

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VERTRETUNGSVOLMACHT: Als bekannter Erfinder beauftrage ich hiermit den (die) nachstehend aufgeführten Patentanwalt (Patentanwälte) und/oder Vertreter mit der Verfolgung der vorliegenden Patentanmeldung sowie mit der Abwicklung aller damit verbundenen Angelegenheiten vor dem US-Patent- und Markenamt: (Name(n) und Registrationsnummer(n) auflisten)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: (list name and registration number)

Customer No. 39648, and Andrew Young, Esq.

Postanschrift:

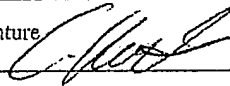
Send Correspondence to:

Andrew F. Young, P.C., 115 Orchid Street, Floral Park, NY 11001

Telefonische Auskünfte: (Name und Telefonnummer)

Direct Telephone Calls to: (name and telephone number)

Andrew Young @ Phone (516) 775-0068

Vor- und Zuname des einzigen oder ersten Erfinders	Full name of sole or first inventor Christoph KURTH
Unterschrift des Erfinders Datum	Inventor's signature  Date 21.10.05
Wohnsitz	Residence Bayreuth, GERMANY
Staatsangehörigkeit	Citizenship German
Postanschrift	Post Office Address Medicusstrasse 1, 95448 Bayreuth, GERMANY
Vor- und Zuname des zweiten Miterfinders (falls zutreffend)	Full name of second joint inventor, if any
Unterschrift des zweiten Erfinders Datum	Second Inventor's signature Date
Wohnsitz	Residence
Staatsangehörigkeit	Citizenship
Postanschrift	Post Office Address

(Im Falle dritter und weiterer Miterfinder sind die entsprechenden Informationen und Unterschriften hinzuzufügen.)

(Supply similar information and signature for third and subsequent joint inventors.)

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Y3-17.RDS

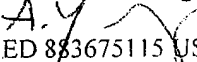
Y3-17.Cover LTR to PTO-Assignment Recd.wpd

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : **KURTH**, Christoph
Serial No. : 10/516,872
Filed : December 3, 2004
For : **LINER**
Examiner : Unassigned
Art Unit : Unassigned
Docket No. : Y3-17
Customer No. : 39648

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, in an envelope addressed to: Hon. Director of US Patent and Trademark Office, Alexandria, VA 22313-1450 on:

Date : November 7, 2005
By : Andrew F. Young, Esq.
Signature : 
Label No. : ED 883675115 US

RECORDATION FILING SHEET

Mail Stop: **ASSIGNMENT RECORDATION SERVICES**
Director of US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

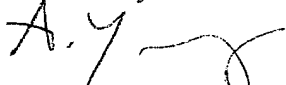
Sir:

Enclosed is:

- ▶ An assignment – 2 pages - signed by the inventor(s) (copy).
- ▶ A recordation Form Cover Sheet – PTO-1595 – signed.
- ▶ The recordation fee\$ 40.00, See PTO/SB/17 and PTO-2038.
- ▶ A return receipt postcard - with complete submission.

Kindly record the enclosed assignment and report the same to the below signed as soon as possible.

Respectfully submitted,


Andrew Young, Esq.
Reg. No. 44,001

Andrew F. Young, P.C.
115 Orchid St.
Floral Park, NY 11001
Phone & Fax (516)775-0068

RECORDATION FORM COVER SHEET
PATENTS ONLY

To: Hon. Commissioner of Patents and Trademarks: Please record the attached original document or copy:

1. Name of conveying party(ies):

Christoph KURTH

Additional names? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Execution Date: 10/21/2005

2. Name and address of receiving party(ies):

Name: MEDI BAYREUTH WEIHERMULLER &
VOIGTMANN GMBH & CO., KG.

Internal Address: _____

Street Address: Medicusstrasse 1City: Bayreuth Country: GERMANY ZIP: D-95448Additional names & addresses attached? ☐ Yes ☒ No4. Application number(s) or patent number(s): 10/516,872 Attorney Docket No.: Y3-17

If this document is being filed together with a new application, execution date of application is: _____

A. Patent Serial No.(s): 10/516,872

B. Patent No.(s): _____

Filing Date: 12/3/04

Issue Date: _____

Additional numbers attached? ☐ Yes ☒ No5. Name and address of party to whom
correspondence should be mailed:Name: Andrew F. Young, Esq.Internal Address: Andrew F. Young, P.C.Street Address: 115 Orchid St.City: Floral Park State: N.Y. ZIP: 110016. Total number of applications and patents involved: 17. Total fee (37 CFR 3.41): \$ 40.00☒ Enclosed☐ Authorized to be charged to Deposit Account
(Attach duplicate copy of page if paying by deposit
account)8. ☒ Charge any additional fees in connection with
this submission to our Deposit Account No. 50-2920

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is
a true copy of the original document.Andrew F. Young, Esq.

Name of Person Signing

Reg. No. 44,001
SignatureNovember 7, 2005

Date

Total number of pages including cover sheet, attachments, and document: 4

Assignment

In consideration of One Dollar (\$1.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned inventors;

Name	Address	Citizenship
Christoph KURTH	Medicusstrasse 1 95448 Bayreuth Germany	German

declare that they are inventor(s) with residences and citizenships listed above;

hereby sells, assigns and transfers to: MEDI BAYREUTH WEIHERMULLER & VOIGTMANN GMBH & CO. KG, a corporation of the country of GERMANY, hereinafter called the "Assignee," having a place of business at Medicusstrasse 1, 95448 Bayreuth, Germany, their successors, assigns and legal representatives the entire right title and interest for the United States and all foreign countries, including the right to claim priority, in and to any and all Improvements which are disclosed or described and claimed in the

_____ attached patent specification executed on _____, or
X specification Serial No. 10,516,872, filed on 03 December 2004, and as amended, or
_____ U.S. Letters Patent No. _____, issued on _____, or
entitled: LINER
attorney docket no: Y3-17;

and in and to said application and all divisional, continuing, substitute, renewal, reissue, and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said improvements, together with the right to sue for past damages, if any;

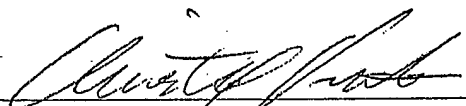
Agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name; and that, when requested without charge to but at the expense of said Assignee, its successors, assigns, and legal representative, to carry out in good faith the Intent and Purpose of this Assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said improvements, execute all rightful oaths, assignments, powers of attorney other papers, and communicate to said Assignee, its successors, assigns or representatives, all facts known to the undersigned relating in said improvements and the history thereof; and generally do everything possible which said Assignee, its successors, assigns, or representatives shall consider desirable for aiding in securing and

maintaining proper patent protection for said improvements, in said Assignee, its successors, assigns, and legal representatives, and

Covenants with said Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned; and that full right to convey the same as herein expressed is possessed by the undersigned.

The undersigned declares further that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 21.10.05

Signature: 

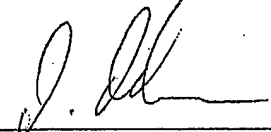
Name: MR. CHRISTOPH KURTH



Witness's Signature:

Name and Address:

Beate Kurth
uedi Bayreuth.



Witness's Signature:

Name and Address:

ALFRED MARTEN
Nürnberg / Germany
Allessteige Str. 283

Execution by all of the inventor(s) should preferably be witnessed before and by at least two witnesses who sign above.

Andrew F. Young, P.C.
115 Orchid St.
Floral Park, NY 11001